

FORM PTO-1390  
(REV. 10-2003)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

1175/72960

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/506916

INTERNATIONAL APPLICATION NO.  
PCT/DK03/00133INTERNATIONAL FILING DATE  
04 March 2003PRIORITY DATE CLAIMED  
04 March 2002TITLE OF INVENTION METHOD OF MOULDING SOLES ON SHOE UPPERS, A SHOE WELT AND A  
MOULD FOR CARRYING OUT THE METHOD.

APPLICANT(S) FOR DO/EO/US


Jens Erik Sommerlund, et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☐ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

## Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☒ A power of attorney and/or change of address letter, and communication indicating practitioners to be recognized as being of record.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ☒ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☐ Other items or information:

U.S. APPLICATION NO. <b>10/506916</b> INTERNATIONAL APPLICATION NO. <b>PCT/DK03/00133</b>				ATTORNEY'S DOCKET NUMBER <b>1175/72960</b>	
21. <input checked="" type="checkbox"/> The following fees are submitted: <b>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):</b> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... <b>\$1080.00</b>  International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... <b>\$920.00</b>  International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... <b>\$770.00</b>  International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... <b>\$730.00</b> International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) ..... <b>\$100.00</b> <b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>				<b>CALCULATIONS PTO USE ONLY</b>          <div style="display: flex; justify-content: space-between;"> <span>\$ 920.00</span> <span></span> </div>	
Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				<div style="display: flex; justify-content: space-between;"> <span>\$ 0.00</span> <span></span> </div>	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	16 - 20 =	0	x \$18.00	\$ 0.00	
Independent claims	2 - 3 =	0	x \$86.00	\$ 0.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$290.00	\$ 0.00	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$ 920.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$ 0.00	
<b>SUBTOTAL =</b>				\$ 920.00	
Processing fee of <b>\$130.00</b> for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$ 0.00	
<b>TOTAL NATIONAL FEE =</b>				\$ 920.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00</b> per property +				\$ 40.00	
<b>TOTAL FEES ENCLOSED =</b>				\$ 960.00	
				Amount to be refunded:	\$
				charged:	\$
a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>960.00</u> to cover the above fees is enclosed.  b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.  c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>03-3125</u> . A duplicate copy of this sheet is enclosed.  d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. <b>Credit card</b> <b>information should not be included on this form.</b> Provide credit card information and authorization on PTO-2038.					
<b>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.</b>					
SEND ALL CORRESPONDENCE TO:					
				 SIGNATURE	
				<u>PAUL TENG</u> NAME	
				<u>40,837</u> REGISTRATION NUMBER	

10/506916

DT04 Rec'd PCT/PTO 03 SEP 2004

U.S. Application No. (if known, see 37 CFR 1.5)	INTERNATIONAL APPLICATION NO. PCT/DK/03/00133	ATTORNEY'S DOCKET NUMBER 1175/72960
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PAGE 3 OF TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

The following additional items are enclosed herewith:

- PCT Request;
- Notification Concerning Submission Or Transmittal Of Priority Document;
- Notice Informing The Applicant Of the Communication Of The International Application To The Designated Offices;
- Information Concerning Elected Offices Notified Of Their Election;
- International Search Report (Int'l Publication No. WO 2003/074261 A3);
- PCT Demand;
- International Preliminary Examination Report

10/506916

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Jens Erik Sommerlund, et al.  
Serial No. : Not Yet Assigned Int'l Appl'n No.: PCT/DK03/00133  
Filed : Herewith Int'l Filing Date: March 4, 2003  
For : Method of moulding soles on shoe uppers, a shoe welt and a mould for carrying out the method  
Priority Date  
Claimed : March 4, 2002

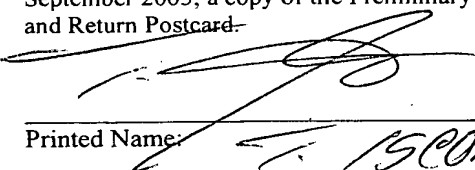
Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

SIR:

**EXPRESS MAIL CERTIFICATE OF MAILING**  
**FOR ABOVE-IDENTIFIED APPLICATION**

"Express Mail" mailing label number: EV330886777US  
Date of Deposit: September 3, 2004

I hereby certify that the following documents are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to Mail Stop Patent Application; Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450: claims 1-16, Transmittal Letter, in triplicate; 22-page specification including 1-page abstract and 5 sheets of formal drawings (Figs. 1-5); Preliminary Amendment; Information Disclosure Statement, Form PTO-1449 and 9 references; Declaration and Power of Attorney (signed); PTO form 1595 and Assignment (signed); a copy PCT publication No. WO 2003/074261; a copy of PCT A3 publication with International Search Report; a copy of PCT Request; a copy of a Notification concerning submission or transmittal of the priority document (form PCT/IB/304); a copy of a Notice informing the applicant of the communication of the International application to the designated offices (form PCT/IB/308); a copy of Information concerning elected offices notified of their election (form PCT/IB/332); a copy of PCT Demand under Art. 31 dated 25 September 2003; a copy of the Preliminary Examination Report with amended pages; Check in the amount of \$960.00 and Return Postcard.

  
Printed Name: Donald S. Dowden

Donald S. Dowden, Reg. No. 20, 701  
Paul Teng, Reg. No. 40,837  
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Jens Erik Sommerlund, et al.

Serial No.: not yet known

Int'l Appl'n No.: PCT/DK2003/000133

Filed: herewith

Int'l Filing Date: September 26, 2003

For: Method of moulding soles on shoe uppers, a shoe welt and a mould for carrying out the method

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**COMMUNICATION INDICATING  
PRACTITIONERS TO BE RECOGNIZED AS BEING OF RECORD**

Pursuant to 37 C.F.R. 1.32(c)(3), Applicant hereby request that the following practitioners who are also listed in the power of attorney submitted concurrently herewith be recognized by the Patent Office as being of record in connection with the above-identified application to which the power of attorney is directed:

Donald S. Dowden (Reg. No. 20,701); Christopher C. Dunham (Reg. No. 22,031); Ivan S. Kavrukov (Reg. No. 25,161); William E. Pelton (Reg. No. 25,702); Jay H. Maioli (Reg. No. 27,213); Robert D. Katz (Reg. No. 30,141); Peter J. Phillips (Reg. No. 29,691); Wendy E. Miller (Reg. No. 35,615); Richard S. Milner (Reg. No. 33,970); and Robert T. Maldonado (Reg. No. 38,232).

Respectfully submitted,



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